

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Chiou, et al.

Serial No.: 08/586,555

Filed: January 16, 1996

For: SQUARE ANTI-SYMMETRIC
UNIFORMLY REDUNDANT ARRAY
CODED APERTURE IMAGING
SYSTEM

Examiner: Unassigned

Group Art Unit: 2600

Docket: 334-72

Dated: May 10, 1996

*5/10/96 COPY RECEIVED
GROUP 220/290/L&R*Assistant Commissioner for Patents
Washington, DC 20231
Attention: Licensing & Review BoardCertification of Facsimile Transmission
I hereby certify that this paper is being facsimile transmitted to the
Patent and Trademark Office on the date shown below.Signature *William E. Lewis* Date 5/10/96**LETTER**

Sir:

In response to a telephone conversation that the undersigned attorney conducted today with Ms. Joyce Brown of the Licensing & Review Board, this letter and accompanying documents are being facsimile transmitted herewith in an effort to rectify what Applicants believe is an inadvertent oversight by the United States Patent and Trademark Office.

Specifically, in response to an Informal Notice to file a Department of Energy (DOE) property rights statement (45-Day Letter) dated February 28, 1996, Applicants filed such statement on March 28, 1996 in the form of a Declaration executed by the inventors setting forth the information requested in the Informal Notice. A copy of the 45-Day Letter and Applicants' response is enclosed herewith. Subsequently, Applicants received a return postcard, date stamped by the United States Patent and Trademark Office Mail Room, evidencing the fact that such response was received by the United States Patent and Trademark Office on April 1, 1996, i.e., within the 45-day response period set forth in the 45-Day Letter. A copy of the date stamped return postcard is also enclosed herewith.

William E. Lewis
William E. Lewis
Registration No.: 39,274

HOFFMANN & RON
350 Jericho Turnpike
Jericho, New York 11753
(516) 822-3550

WEL:mff

334-72(HB/NY1/13149_2)

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
08/586,555	1/16/96	WALTER C. CHIOU ET AL	334-72

GERALD T. BODNER, ESQ.
HOFFMANN & BARON
350 JERICHO TURNPIKE
JERICHO, NY 11753

R E C E I V E

MAR	4	1996
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HOFFMANN & BARON

EXAMINER	
ART UNIT	PAPER NUMBER
	2

DATE MAILED:
MAILED
FEB 26 1996

LICENSING & REVIEW

**IF NO RESPONSE TO THIS NOTICE IS RECEIVED WITHIN FORTY-FIVE DAYS, A
FORMAL REQUIREMENT WILL BE ISSUED**

The subject matter of this application appears to:

- "useful in the production or utilization of special nuclear material or atomic energy" as recited in 42 U.S.C. 2182 (Department of Energy (DOE)).
- "have significant utility in the conduct of aeronautical and space activities" as recited in 42 U.S.C. 2457 (National Aeronautics and Space Administration (NASA)).

Accordingly, no patent can issue on this application unless applicant(s) file a statement (under oath or in the form of a declaration as provided by 37 CFR 1.68) setting forth (1) the full facts concerning the circumstances under which the invention was made and conceived and (2) the relationship (if any) of the invention to the performance of any work under any contract or other arrangement with the Agency(ies) noted above. On the reverse side of this form is an example of an acceptable format for this statement. The language appearing in paragraphs III and/or IV of the example *must* appear if applicant is attempting to establish that no relationship (under item 2 above) exists.

If the invention disclosed in this application was developed under a contract, grant or cooperative agreement between the Agency indicated above and a person, small business or non-profit organization and rights to the invention have been determined by specific reference to 35 U.S.C. 202 in the contract, grant or cooperative agreement, then applicant need not submit the statement described above. Instead, applicant may file a verified statement (under oath or in the form of a declaration, 37 CFR 1.68) setting forth the information required by 35 U.S.C. 202(c)(6).

IF NO STATEMENT HAS BEEN RECEIVED WITHIN FORTY-FIVE DAYS OF THE MAIL DATE INDICATED ABOVE, A FORMAL REQUIREMENT FOR STATEMENT WILL THEN BE ISSUED. No provision is made for extension of the statutory thirty-day period for response to the formal requirement and the penalty for failure to file an acceptable and timely statement is abandonment of the application. Therefore, applicants are strongly encouraged to submit a statement at this time in order to avoid the issuance of a formal requirement.

IT IS IMPORTANT TO NOTE that the statement must accurately represent the property rights situation of the claimed invention if and when the application is found allowable. Thus, if during prosecution before the examiner, the claimed invention is so altered or the property rights situation so changed as to impact the accuracy of a statement submitted earlier, a supplemental statement must be filed. Failure to submit such additional information where appropriate may be considered a false representation of material facts and render the patent owner vulnerable to loss of patent rights and other sanctions as set forth in the statutes. The PTO will not review allowed applications for this possibility. The responsibility for complying with the statutes rests with the applicants.

Any questions regarding this requirement should be directed to Licensing and Review at (703) 308-3312.

**PLEASE DIRECT ALL COMMUNICATIONS RELATING TO THIS MATTER TO THE
ATTENTION OF LICENSING AND REVIEW**

The following is an example of an acceptable property rights statement. Statements of this type are, of course, only suitable for situations in which NO Agency funds or other considerations were involved in the making or conception of the invention. While this example is in the form of a declaration, a sworn document is equally acceptable.

I (We) _____
citizens of _____
residing at _____
declare:

That I (we) made and conceived the invention described and claimed in patent application:

Serial Number _____ filed in the United States of America on _____
titled _____

(Check and complete either I or II below)

I. (For Inventors Employed by an Organization) That I (we) made and conceived this invention while employed by _____ . That the invention is related to the work I am (we are) employed to perform and was made within the scope of my (our) employment duties; That the invention was made during working hours and with the use of facilities, equipment, materials, funds, information and services of _____ . Other relevant facts are _____ (name of employer)

That to the best of my (our) knowledge and belief (and/or) based upon information provided by _____ of _____ :

—OR—

II. (For Self-Employed Inventors) That I (we) made and conceived this invention on my (our) own time using only my (our) own facilities, equipment, materials, funds, information and services. Other relevant facts are _____

(Check III and/or IV below as appropriate)

That to the best of my (our) knowledge and belief:

III. The invention was not made or conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with or for the benefit of the United States Atomic Energy Commission or its successors; Energy Research and Development Administration or the Department of Energy.

—AND/OR—

IV. The invention was not made (conceived or first actually reduced to practice) under nor is there any relationship of the invention to the performance of any work under any contract of the National Aeronautics and Space Administration.

The undersigned inventor(s) declare further that all statements made herein of his or her (their) own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Inventor's Signature: _____

Post Office Address: _____

Date: _____

Inventor's Signature: _____

Post Office Address: _____

Date: _____

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Chiou, et al.

Serial No.: 08/586,555

Filed: 1/16/96

For: SQUARE ANTI-SYMMETRIC
UNIFORMLY REDUNDANT
ARRAY CODED APERTURE
IMAGING SYSTEM

Examiner: Unassigned

Group Art Unit: Unassigned

Docket: 334-72

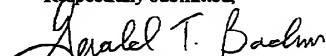
Dated: March 28, 1996

Assistant Commissioner for Patents
Washington, DC 20231
Attn: Licensing and Review BoardFAX COPY RECEIVED
MAY 10 1996
GROUP 220/290/L&RLETTER

Sir:

In response to the communication dated February 28, 1996 from the Licensing and Review Board, provided herewith is a Declaration signed by co-inventor Walter Chiou and by co-inventor Richard C. Augeri, as required under the provisions of 37 C.F.R. 1.68.

Respectfully submitted,



Gerald T. Bodner
Registration No.: 30,449
Attorney for Applicant(s)

HOFFMANN & BARON
350 Jericho Turnpike
Jericho, New York 11753
(516) 822-3550

234-721HB/NY1.13407_1

I hereby certify this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to:
Assistant Commissioner for Patents, Washington, D.C.
20231 on March 28, 1996
Dated: 3-28-96, D. Bodner

APPLICANT: Chiou, et al.

SERIAL NO.: 08/586,555

FILING DATE: 1/16/96 GROUP ACT UNIT: Unassigned

EXAMINER: Unassigned DOCKET: 334-72

Certificate of Mailing Dated 3/28/96

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The U.S. Patent and Trademark Office date stamp
will acknowledge receipt of the following:

- () Amendment () Ho. Extension of Time
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() Declaration/Power of Attorney
() Small Entity Statement
() Response to Notice of Missing Parts
() Issue Fee
() Year Patent Maintenance Fee
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 Declaration

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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
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Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
08/586,555	01/16/96	CHIOU	W 334-72
		EXAMINER	
		ART UNIT	PAPER NO.
		2506	4
		DATE MAILED:	
		05/02/96	

REQUIREMENT FOR STATEMENT UNDER §152 OF THE ATOMIC ENERGY ACT

The subject matter of this application is considered "useful in the production or utilization of special nuclear material or atomic energy."

No patent for any invention "useful in the production or utilization of special nuclear material or atomic energy" may issue unless the applicant files a statement **WITHIN THIRTY DAYS** from request thereof by the Commissioner of Patents & Trademarks setting forth the full facts surrounding the making or conception of the invention described in the application and whether the invention or discovery was made or conceived in the course of or under any contract, subcontract, or arrangement entered into with or for the benefit of the Energy Research and Development Administration or the Department of Energy as required under section 152 of the Atomic Energy Act of 1954, 42 USC §2182.

Applicant is hereby given a period of **THIRTY DAYS** from the mailing date of this letter to file the required statement under 42 USC §2182. Failure to submit the required statement within the thirty day period will result in ABANDONMENT of the application. The thirty day period is fixed by §2182 of the Act and cannot be extended. Thus, no extension of this period may be obtained under either 37 CFR §1.136(a) or (b).


Joanne P. Hodge
Supervisory Applications Examiner
Special Laws Administration

Please direct all written communications regarding this matter to:
The Commissioner of Patents & Trademarks
Washington, D.C. 20231
Attention: Licensing & Review
Please direct all telephone calls regarding this matter to:
Joyce Brown, 703-308-3350

DATE: May 10, 1996

FACSIMILE TRANSMISSION COVER SHEET

TO: U.S. Patent and Trademark Office
Attention: Ms. Joyce Brown
Licensing & Review Board

For: Serial No. 08/586,555 filed 1/16/96

FAX NO.: 1-(703) 306-4195

FROM: William E. Lewis, Esq.

SENDER: Marguerite

HOFFMANN & BARON
ATTORNEYS AT LAWFAX COPY RECEIVED
MAY 10 1996

GROUP 220/290/L&R



NY OFFICE

350 JERICHO TURNPIKE
JERICHO, N.Y. 11753TELEPHONE: 516-822-3550
TELECOPIER: 516-822-3582

NJ OFFICE

1055 PARSIPPANY BOULEVARD
PARSIPPANY, N.J. 07054TELEPHONE: 201-331-1700
TELECOPIER: 201-331-1717NUMBER OF PAGES TO FOLLOW: 9

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999.000:HBNY1:12095_1

DATE: May 10, 1996

FACSIMILE TRANSMISSION COVER SHEET

TO:

U.S. Patent and Trademark Office
Attention: Ms. Joyce Brown
Licensing & Review Board

For: Serial No. 08/586,555 filed 1/16/96

FAX NO.: 1-(703) 306-4195

FROM: William E. Lewis, Esq.

SENDER: Marguerite

FAX COPY RECEIVED

MAY 10 1996

GROUP 220/290/L&R

HOFFMANN & BARON
ATTORNEYS AT LAW

NY OFFICE

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JERICHO, N.Y. 11753TELEPHONE: 516-822-3550
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NJ OFFICE

1055 PARSIPPANY BOULEVARD
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